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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

MEDFORD DIVISION

VITAMINS ONLINE, INC.,

Plaintiff,

v.

DAVIDPAUL DOYLE,

Defendant.

Case No. 1:14-cv-00441-CL

JOINT STATUS REPORT

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In accordance with the Docket Text Order entered by the Court on September 11, 2019 (Dkt. No. 110), Plaintiff Vitamins Online, Inc. (“Vitamins Online”) and Defendant DavidPaul Doyle hereby submit the following Status Report.

STATUS REPORT

The present action is a companion case to Vitamins Online, Inc. v. Heartwise, Inc., United States District Court, District of Utah, Central Division, Civil Action No. 2:13-cv-00982-DAK (the “Utah Action”). The claims and defenses in this case are the same as being asserted in the Utah Action against a related defendant, HeartWise, Inc., dba NatureWise (“NatureWise”). To date, the major litigation activities have taken place in Utah. The plaintiff is the same in each action, and the defendants are closely related. This Court has continuously tailored the scheduling order in this case to follow the scheduling in the Utah Action.

On September 24, 2019, the court in the Utah Action entered its Memorandum Decision and Order (Dkt. 444) on the parties’ cross-motions for summary judgment. The court denied the cross-motions, save for the plaintiff’s Motion for Summary Judgment Dismissing Counterclaims. The court set a bench trial for April 13-24, 2020.

DATED this 2nd day of December, 2019.

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**signed by permission*

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing **JOINT STATUS REPORT** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following persons:

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DATED this 2nd day of December, 2019.

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